

ORIGINAL

FILED IN CHAMBERS
U.S.D.C. Atlanta

FEB - 7 2012

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
GAINESVILLE DIVISION

JAMES N. WATTEM, Clerk
By: *[Signature]*
Deputy Clerk

UNITED STATES OF AMERICA

v.

DANIEL GARRETT LEWIS

CRIMINAL INDICTMENT

NO.

2:12-CR-03

THE GRAND JURY CHARGES THAT:

COUNTS ONE THROUGH FOUR

On or about the dates as set forth below, within the Northern District of Georgia, the defendant, DANIEL GARRETT LEWIS, did knowingly cause to be delivered by the Postal Service according to the directions thereon as described below, communications, to wit: four letters as described below, each letter addressed to Judge O'Kelley, and each letter containing a threat to kill and to injure Senior Judge William C. O'Kelley, Assistant United States Attorney Stephanie Gabay-Smith, and United States Probation officer Michelle Eubanks, a United States Judge, a Federal law enforcement officer, and an official who is covered by 18 U.S.C. § 1114 respectively:

COUNT	POSTMARK DATE	DIRECTIONS FOR DELIVERY	LETTER DESCRIPTION
ONE	01/17/12	c/o Honorable Judge O'Kelly The United States District Court For The Northern District of Georgia 122 Spring Street Gainesville, Georgia 30501	Dated: 01/13/12
TWO	01/20/12	c/o Court Clerk The United States Court of the Northern District Court of Georgia 122 Spring Street Gainesville, Georgia 30501	Dated: 01/19/12
THREE	01/26/12	c/o Honorable Judge O'Kelly The United States Court of the Northern District of Georgia 122 Spring Street Gainesville, Georgia 30501	Dated: 01/25/12
FOUR	01/30/12	c/o Clerk of Court The United States Court of the Northern District of Georgia 122 Spring Street Gainesville, Georgia 30501	Dated: 01/28/12

all in violation of Title 18, United States Code, Section 876(c).

COUNTS FIVE THROUGH EIGHT

On or about the dates as set forth below, within the Northern District of Georgia, the defendant, DANIEL GARRETT LEWIS, did threaten to kill Senior Judge William C. O'Kelley, a United States District Court Judge, with intent to retaliate against Senior Judge William C. O'Kelley on account of the performance of his official duties:

COUNT	DATE
FIVE	01/13/12
SIX	01/19/12
SEVEN	01/25/12
EIGHT	01/28/12

in violation of Title 18, United States Code, Sections 115(a)(1)(B), (b)(4), and (c)(3).

COUNTS NINE THROUGH TWELVE

On or about the dates as set forth below, within the Northern District of Georgia, the defendant, DANIEL GARRETT LEWIS, did threaten to kill Stephanie Gabay-Smith, an Assistant United States Attorney and Federal law enforcement officer, with intent to retaliate against Stephanie Gabay-Smith on account of the performance of her official duties:

COUNT	DATE
NINE	01/13/12
TEN	01/19/12
ELEVEN	01/25/12
TWELVE	01/28/12

in violation of Title 18, United States Code, Sections 115(a)(1)(B), (b)(4), and (c)(1).

COUNTS THIRTEEN THROUGH SIXTEEN

On or about the dates as set forth below, within the Northern District of Georgia, the defendant, DANIEL GARRETT LEWIS, did threaten to kill Michelle Eubanks, a United States Probation officer and an official whose killing would be a crime under 18 U.S.C. § 1114, with intent to retaliate against Michelle Eubanks on account of the performance of her official duties:

COUNT	DATE
THIRTEEN	01/13/12
FOURTEEN	01/19/12
FIFTEEN	01/25/12
SIXTEEN	01/28/12

in violation of Title 18, United States Code, Sections 115(a)(1)(B) and (b)(4).

A TRUE BILL



FOREPERSON

SALLY QUILLIAN YATES
UNITED STATES ATTORNEY



GREGORY E. RADICS
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